

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

MARIAN SNOW A/K/A MARIAN
SNOW-GIBBONS,

Plaintiff,

vs.

DISCOVER FINANCIAL SERVICES,
(INC.),

Defendant.

Civil Action No. 5:14-cv-00025-D

MOTION FOR EXTENSION OF TIME
TO ANSWER OR OTHERWISE
RESPOND TO THE COMPLAINT

Pursuant to Rule 6(b) of the Federal Rules of Civil Procedure, Defendant Discover Financial Services (hereinafter “DFS” or “Defendant”) hereby moves for an order extending time to answer or otherwise respond to Plaintiff’s Complaint. This motion is based on the following grounds:

1. Defendant currently has until February 18, 2014, to answer or otherwise respond to Plaintiff’s Complaint, based on service of the Summons and Complaint on or about January 27, 2014.
2. Defendant has not previously asked for or been granted an extension of time, and the time in which to respond has not passed.
3. Defendant requests an order that extends the deadline for responding to Plaintiff’s Complaint to, and including, March 19, 2014.
4. Despite due diligence and good faith efforts, Defendant and its counsel require an extension of time to investigate the allegations in the Complaint and prepare a responsive pleading.

5. Undersigned counsel has attempted to consult with counsel for Plaintiff and Plaintiff's counsel has not yet had an opportunity to respond.

6. A proposed order is submitted as an attachment hereto.

WHEREFORE, Defendant respectfully requests that the Court order that the time within which Defendant may serve its response to Plaintiff's Complaint be extended to, and including, March 19, 2014.

Respectfully submitted, this 17th day of February, 2014.

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: /s/ Joseph S. Dowdy

Joseph S. Dowdy

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Counsel for Discover Financial Services

CERTIFICATE OF SERVICE

I hereby certify that on February 17, 2014, a copy of the foregoing was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing. Parties may access this filing through the Court's CM/ECF System.

Wesley S. White
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This the 17th day of February, 2014.

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: /s/ Joseph S. Dowdy

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